



LEGISLATIVE FISCAL OFFICE
Fiscal Note

Fiscal Note On: **SB 132** SLS 10RS 628

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: April 19, 2010	3:00 PM	Author: MORRELL
Dept./Agy.: Social Services		
Subject: Prohibit Visitation Right of Culpable Family Member		Analyst: Patrice Thomas

CHILDREN

OR NO IMPACT GF EX See Note

Page 1 of 1

Prohibits visitation rights of a family member with culpability in death of a parent. (gov sig)

Proposed law prohibits the visitation rights of any family member whenever the court finds by a preponderance of the evidence the family member is culpable in the death of a child’s parent. The court shall prohibit visitation between the family member and the child.

EXPENDITURES	2010-11	2011-12	2012-13	2013-14	2014-15	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	2010-11	2011-12	2012-13	2013-14	2014-15	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

There is no anticipated direct material effect on governmental expenditures as a result of this measure. This legislation removes judicial discretion in awarding visitation under this rare circumstance when a family member is culpable for the death of a child’s parent. The Judicial Administrator’s Office indicates that the courts do not have to undertake any additional activity to comply this proposed legislation. The Department of Social Services already has current policies that address restricted and prohibited visitation for children in their custody.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate

Dual Referral Rules

☐ 13.5.1 >= \$500,000 Annual Fiscal Cost

☐ 13.5.2 >= \$500,000 Annual Tax or Fee Change

House

☐ 6.8(F) >= \$500,000 Annual Fiscal Cost

☐ 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease

Robert E. Hosse

LFO Staff Director